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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/072,174	
	Filing Date	February 6, 2002	
	First Named Inventor	GANTON, Robert Bruce	
	Art Unit	to be assigned	
	Examiner Name	to be assigned	
Total Number of Pages in This Submission	9	Attorney Docket Number	UTL 00050

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
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<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	Transmittal of a 2nd Response to Request for Corrected Filing Receipt and supporting documents.	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jonathan Velasco, Esq.
Signature	
Date	Nov 1, 2004

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Lynn Morkunas
Signature	
Date	NOVEMBER 1, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): GANTON, Robert Bruce	Group Art Unit: to be assigned
Application No.: 10/072,174	Examiner: to be assigned
Filing Date: February 6, 2002	
Title: SYSTEM AND METHOD FOR PERSONAL AREA NETWORK (PAN) DISTRIBUTED GLOBAL OPTIMIZATION	

SUPPLEMENTAL RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir or Madam:

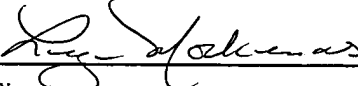
In response to the Notice from the PTO dated July 21, 2004 regarding the pending Response to Request for Corrected Filing Receipt, please find copies originally sent with our Request For Corrected Filing Receipt. This original submission dated July 15, 2004 included a copy of the Express Mail label. Another copy is being submitted herein pursuant to the PTO Notice mailed July 21, 2004. However, applicant notes that the Express Mail label has an incorrect "Date In" hand written date of February 5, 2004. The paper was actually submitted on February 6, 2002 as evidenced by the official Postal stamp dated February 6, 2002 on the Express Mail label. Furthermore, applicant is also

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on **November 1, 2004**.

Lynn Morkunas

Printed Name of Person Mailing Paper and/or Fee


Signature

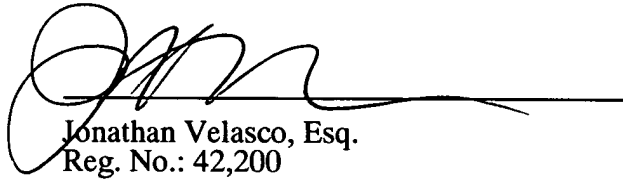
submitting copies of the United States Postal receipts further evidencing the correct filing date of February 6, 2002.

Applicant respectfully requests correction of the file receipt to reflect the actual filing date of February 6, 2002.

No fee is deemed necessary in connection with the submission of this request. However, the Commissioner is hereby authorized to charge Deposit Account No. 50-3001 should it be determined that a fee is in fact required for any matter related to this issue.

Respectfully Submitted,

Dated: Nov 1, 2004


Jonathan Velasco, Esq.
Reg. No.: 42,200

Jonathan Velasco, Esq.
KYOCERA WIRELESS CORP.
10300 Campus Point Drive
San Diego, California 92121
Tel: (858) 882-3501
Fax: (858) 882-2485



COPY

Attorney Docket No.: KW UTL 00050 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): **GANTON, Robert Bruce**

Group Art Unit: **2681**

Application No.: **10/072,174**

Examiner: **to be assigned**

Filing Date: **February 6, 2002**

Title: **SYSTEM AND METHOD FOR PERSONAL AREA NETWORK (PAN)
DISTRIBUTED GLOBAL OPTIMIZATION**

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir or Madam:

It has recently come to our attention that the return receipt postcard and all further correspondence received to date on behalf of the above-captioned application from the Patent Office have indicated an erroneous filing date of February 5, 2002. Therefore, we respectfully request that the filing date for this application be corrected, on the Filing Receipt and any other subsequently mailed documents displaying the improper filing date for this application, to indicate the appropriate filing date of February 6, 2002.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted via facsimile to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at (703) 746-9195 on July 15, 2004.

Shelley M. Callagy

Printed Name of Person Mailing Paper and/or Fee

Signature

COPY

Attorney Docket No.: KW UTL 00050 US

Transmitted herewith in support of our request is a copy of the application and corresponding documents certified as being deposited with the United States Postal Service on February 6, 2002 via Express Mail (Label No. ET201821011US) to the Patent Office for filing. Also enclosed is the Customer Copy of the Express Mail label accompanying the filing, on which the United States Postal Service has officially notated the date of deposit as being February 6, 2002 in the "date in" portion of said label. For further verification purposes, we have provided a copy of the receipt issued by the United States Postal Service on February 6, 2002 for the mailing of the Express Mail package comprising this application.

No fee is deemed necessary in connection with the submission of this request. However, the Commissioner is hereby authorized to charge Deposit Account No. 50-3001 should it be determined that a fee is in fact required for any matter related to this issue.

Respectfully Submitted,

Dated: July 15, 2004



Lee Hsu, Esq.
Reg. No.: 39,716

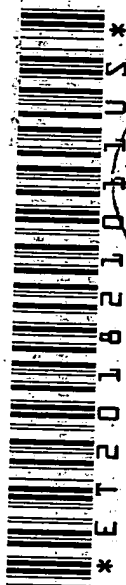
Lee Hsu, Esq.
KYOCERA WIRELESS CORP.
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San Diego, CA 92192-8289
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Assistant Commissioner for P&H's
Gen. Comm. Application
Washington, D.C.

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UTL 00050 US

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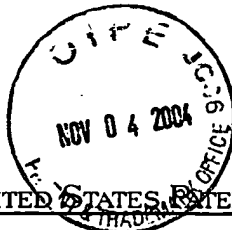
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APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/072,174	02/05/2002	Robert Bruce Ganton	UTL 00050

CONFIRMATION NO. 1304

Kyocera Wireless Corp.
 Attn: Patent Department
 PO Box 928289
 San Diego, CA 92192-8289



OC000000013287201

Date Mailed: 07/21/2004

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT**Application Filing Date**

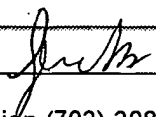
In response to your request for a corrected Filing Receipt, the Office cannot comply with your request because:

- ☐ If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, a petition to accord a filing date should be submitted along with a copy of the Express Mail label showing the "date in" and be directed to the Office of Petitions.
- ☒ A copy of the Express Mail label was not enclosed with your request. Petitions under 37 CFR 1.10 require a copy of the Express Mail Label to be submitted.
- ☐ The "date in" on the Express Mail label is the date given on the Filing Receipt.
- ☐ The filing date accorded to the application is the date the application met the filing date requirements of 37 CFR 1.53(b) or (c).
- ☐ Applications submitted with a certificate of mailing under 37 CFR 1.8 are accorded a filing date as of the date the application is received in the U.S. Patent and Trademark Office. A request to review the filing date accorded to the application must be in the form of a petition.
- ☐ The filing date on your return postcard is the same as the date on your Filing Receipt. A request to review the filing date accorded to the application must be in the form of a petition.

A petition under 37 CFR 1.10, 37 CFR 1.53 or 37 CFR 1.182 is needed to request a change to the filing date. A \$130 petition fee is required for a petition under 1.53 or 1.182. If you choose to file a petition, the petition and the \$130 petition fee, if any, to:

Box DAC

Commissioner for Patents
Washington, DC 20231



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY